

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

KELLER et al.

PCT Application No. PCT/EP04/11061

PCT Filing Date: October 4, 2004

U.S. Serial No.: 10/575,018

Filed: April 6, 2006

Atty. File No.: 2584SG-3

For: "INSULATING ELEMENT FROM
MINERAL FIBERS FOR SHIPBUILDING"RENEWED PETITION UNDER
37 C.F.R 1.10(d)

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES
POSTAL SERVICE AS FIRST CLASS MAIL IN AN
ENVELOPE ADDRESSED TO THE COMMISSIONER FOR
PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450
ON 8/8/06

SHERIDAN ROSS P.C.

BY:

*Bunda Carpenter*Mail Stop PCT
Commissioner for Patents
Office of PCT Legal Administration
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

The Decision of the U.S. Patent and Trademark Office dated July 21, 2006 is noted. The Office, in its decision, noted that of the three criteria set forth in 37 C.F.R. §1.10(d), Applicants have complied with numbers 1 and 2. With respect to the third criteria, however, the Office's opinion is that the prior petition did not sufficiently establish that the national stage papers were deposited in Express Mail prior to the last scheduled pickup on April 6, 1006. To comply with the Office's request, Applicants now submit evidence in the form of a Supplemental Declaration of Eddie Abeyta, Sheridan Ross P.C.'s designated administrator of patent filing correspondence. With such new evidence and in combination with the previously submitted petition and exhibits thereto, Applicants respectfully request the reconsideration and favorable grant of the present petition.

Applicants' counsel request the courtesy of a telephone call in the event any further questions or concerns require further discussion or elucidation. Applicants' counsel can be reached directly at (303) 863-2977.

No additional fees are believed to be owing, however, if such fees are due, please deduct them from Deposit Account No. 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

Joseph E. Kovarik
Registration No. 33,005
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: 8/7/06

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KELLER et al.

Serial No.: 10/575,018

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For: "INSULATING ELEMENT FROM
MINERAL FIBERS FOR SHIPBUILDING")

) SUPPLEMENTAL DECLARATION OF
) EDDIE ABEYTA IN SUPPORT OF
) REQUEST FOR CORRECTION OF
) NATIONAL PHASE FILING DATE

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450 ALEXANDRIA, VA 22313-1450 ON <u>8/8/06</u></p> <p style="text-align: center;">SHERIDAN ROSS P.C.</p> <p>BY: <u>Bruce Carpenter</u></p>
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I hereby declare as follows:

1. I incorporate by reference, my Declaration dated June 6, 2006.
2. I have reviewed the Decision from the U.S. Patent and Trademark Office ("USPTO") dated July 21, 2006 with respect to this matter. In compliance with the USPTO's request, the exhibits previously attached to my prior Declaration suffice to show the Express Mail number and the attorney docket number of the subject application. To establish that the national stage papers were deposited in Express Mail prior to the last scheduled pick-up on 4/6/06, I declare that I deposited such application at the 20th Street U.S. Post Office on 4/6/06 at 6:22 p.m. I hereby declare, through checking with relevant authorities, that the time of the last scheduled pickup for that date and place was 7:00 p.m. I personally deposited such documents on such date and prior to the last scheduled pickup according to my typical obligations and duties as Sheridan Ross' designated administrator of patent filing correspondence.

Date: 8/8/06

By: Eddie Abeyta